

CONGRESSIONAL RECORD SUMMARY

Monday, September 10, 2001

SENATE

Measure Introduced:

S. 1412. *A bill to protect the property rights guaranteed by the fifth amendment to the Constitution by requiring Federal agencies to prepare private property taking impact analyses and by allowing expanded access to Federal courts; to the Committee on Governmental Affairs.*

"... The Private Property Rights Act would help protect land owners in two ways. First, the bill would require the Federal Government to conduct an economic impact analysis prior to taking any action that would inhibit or restrict the use of private property. For the first time, the government would be forced to determine in advance how its actions will impact the property owner. Second, when government does take private property or restricts land use, the bill would allow landowners to plead their case in a Federal District Court instead of forcing them to the U.S. Court of Federal Claims. This means property owners could appeal any Federal taking of their property in their home state, rather than Washington, D.C..."

Hagel

Pages S 9253, S 9254-5

H.R. 2500. Commerce, Justice, State Appropriations:

Senate began consideration of H.R. 2500, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 2002, taking action on the following amendments proposed thereto:

Pages S 9209-46, D 877

See Pages S 9260-77: Amendments Submitted And Proposed.

Adopted:

Hollings/Gregg Amendment No. 1533, in the nature of a substitute.

Pages S 9210-46, D 877

Hollings/Gregg Amendment No. 1535, making certain technical and clarifying corrections.

Pages S 9214, D 877

Craig Amendment No. 1537 (to Amendment No. 1536), of a perfecting nature.

Pages S 9215-19, S 9241-4, D 877

Smith (N.H.) Amendment No. 1538, to provide protection to American Servicemen who were used in World War II as slave labor. (By 34 yeas to 58 nays (Vote No. 276), Senate earlier failed to table the amendment). (*Ability to file cases in Federal Court discussed*)

Pages S 9219-34, S 9241-4, D 877

Craig Amendment No. 1536, to prohibit the availability of funds for cooperation with, or assistance or other support to, the International Criminal Court or the Preparatory Commission.

Pages S 9214-19, S 9241-4, D 877

A unanimous-consent agreement was reached providing for further consideration of the bill on Tuesday, September 11, 2001.

Pages S 9277, D 877

Nominations Received:

Senate received the following nominations:

Robert E. Blackburn, of Colorado, to be **United States District Judge for the District of Colorado**, vice Zita L. Weinshienk, retired.

David C. Bury, of Arizona, to be **United States District Judge for the District of Arizona**, vice a new position created by Public Law 106-553, approved December 21, 2000.

Cindy K. Jorgenson, of Arizona, to be **United States District Judge for the District of Arizona**, vice a new position created by Public Law 106-116, approved November 29, 1999.

Marcia S. Krieger, of Colorado, to be **United States District Judge for the District of Colorado**, vice Daniel B. Sparr, retired.

Richard J. Leon, of Maryland, to be **United States District Judge for the District of Columbia**, vice Norma Holloway Johnson, retired.

James C. Mahan, of Nevada, to be **United States District Judge for the District of Nevada**, vice a new position created by Public Law 105-553, approved December 21, 2000.

Frederick J. Martone, of Arizona, to be **United States District Judge for the District of Arizona**, vice Roger Z. Strand, retired.

Julie A. Robinson, of Kansas, to be **United States District Judge for the District of Kansas**, vice G. Thomas Van Bebber, retired.

D. Brooks Smith, of Pennsylvania, to be **United States Circuit Judge for the Third Circuit**, vice Timothy K. Lewis, retired.

Thomas B. Wells, of Maryland, to be a *Judge of the United States Tax Court* for a term expiring fifteen years after he takes office. (Reappointment)

Pages S 9277, D 877

Committee Meeting For Tuesday, September 11, 2001:

Committee on the Judiciary: @ 11:00 a.m. To hold hearings on the nomination of *John P. Walters*, of Michigan, to be *Director of National Drug Control Policy*. SH-216.

Page D 880

Committee Meetings Scheduled:

Committee on Appropriations, 9/12/01 @ 9:00 a.m. Labor, Health and Human Services, and Education Subcommittee to hold hearings to examine stem cell research issues. SD-106.

Committee on Governmental Affairs, 9/12/01 @ 9:30 a.m. To hold hearings to examine the security of critical governmental infrastructure. SD-342.

Committee on the Judiciary, 9/12/01 @ 2:00 p.m. Technology, Terrorism, and Government Information Subcommittee to hold hearings to examine **S. 1055**, to require the consent of an individual prior to the sale and marketing of such individual's personally identifiable information. SD-226.

Committee on Health, Education, Labor, and Pensions, 9/13/01 @ 10:00 a.m. To hold hearings to examine issues concerning protection against genetic discrimination and limits of existing laws. SD-430.

Committee on the Judiciary, 9/13/01 @ 10:30 a.m. *Business meeting to consider pending calendar business.* SD-226.

Committee on the Judiciary, 9/13/01 @ 2:00 p.m. *To hold hearings on pending nominations.* SD-226.

Page E 1625

Remark:

The Crime Victims Assistance Act Of 2001. (S. 783)

"...This legislation represents the next step in our continuing efforts to afford dignity and recognition to victims of crime. Among other things, it would enhance the rights and protections afforded to victims of Federal crime, establish innovative new programs to help promote compliance with State victim's rights laws, and vastly improve the manner in which the Crime Victims Fund is managed and preserved..."

Leahy

Page S 9246

HOUSE

Bills Introduced:

H.R. 2870. *A bill to extend for 6 additional months the period for which chapter 12 of title 11 of the United States Code is reenacted.; to the Committee on the Judiciary.*

Baldwin

Page H 5487

H.R. 2874. A bill to make grants to train sexual assault nurse examiners, law enforcement personnel, and first responders in the handling of sexual assault cases, to establish minimum standards for forensic evidence collection kits, to carry out DNA analyses of samples from crime scenes, and for other purposes; to the Committee on the Judiciary.

Maloney

Page H 5487

H.R. 2875. *A bill to provide that the inferior courts of the United States do not have jurisdiction to hear abortion-related cases; to the Committee on the Judiciary.*

Paul

Page H 5487

H. Con. Res. 222. Concurrent resolution expressing the sense of Congress regarding the inherent right of self-defense; to the Committee on International Relations.

Saxton

Page H 5487

Report Filed:

Report was filed as follows:

H.R. 1900, *to amend the Juvenile Justice and Delinquency Prevention Act of 1974 to provide quality prevention programs and accountability programs relating to juvenile delinquency, amended (House Report 107-203).*

Pages H 5487, D 879

Suspensions:

The House agreed to suspend the rules and pass the following measures:

Commemoration of the 50th Anniversary of the Supreme Court Decision in Brown v. Board of Education: Agreed to the Senate Amendments to **H.R. 2133**, to establish a commission for the purpose of encouraging and providing for the commemoration of the 50th anniversary of the Supreme Court decision in Brown v. Board of Education--*clearing the measure for the President.*

Pages H 6465-7, D 879

Suspensions (Cont'd.):

Commission on Security and Cooperation in Europe (Helsinki Commission): On Friday, September 7,

commission met to receive a briefing to examine research data on ***domestic violence*** and the extent to which governments, particularly law enforcement authorities, have fulfilled their responsibilities to protect individuals from such abuse, focusing on U.S. models for providing services to victims of domestic violence.

Page D 880

Committee Meetings For Tuesday, September 11, 2001:

Committee on the Budget, @ 10:30 a.m. To mark up **H.R. 2865**, Social Security Protection Act. 210 Cannon.

Page D 880

Committee on the Judiciary, @ 9:00 a.m. Subcommittee on Commercial and Administrative Law, hearing on **H.R. 2526**, Internet Tax Fairness Act of 2001. 2141 Rayburn.

Committee on the Judiciary, @ 1:00 p.m. Subcommittee on the Constitution, to mark up **H.R. 476**, Child Custody Protection Act. 2237 Rayburn.

Committee on the Judiciary, @ 4:00 p.m. Subcommittee on Crime, hearing on and mark up of **H.R. 458**, No Frills Prison Act of 2001. 2237 Rayburn.

Page D 881

Remarks:

Tribute To Harry Pregerson.

*"... I rise today to pay tribute to an exceptional individual, Harry Pregerson. He is not only the oldest active **Judge of the United States Ninth Circuit Court of Appeals** and a man of legendary accomplishments, he is a good friend whose wise counsel I rely upon. I am pleased that he will be honored by the San Fernando Valley Bar Association on September 29, 2001, with the prestigious Stanley Mosk Legacy of Justice Award..."*

Berman

Page E 1613

Human Cloning Prohibition Act Of 2001.

Moore

Pages E 1613-14

Next SENATE MEETING: Tuesday, 10:00 a.m., September 11, 2001.

Next HOUSE MEETING: Tuesday, 9:00 a.m., September 11, 2001.

OLA: S. Schwarz (Smith), J. Homanich